

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of)	
)	
ECKHARD H. E. O. FRIESE, THOMAS P. VON KOSSAK,)	
JOACHIM PAPENDICK, TYCHO A. VAN DER PLAS,)	Confirmation No. 4434
MANFRED H. SCHMITZ-GOEB, and)	
EDWIN B. W. G. VOETEN)	Group Art Unit: 3744
)	
Serial No. 10/566,907)	Examiner: Teresa J. Walberg
)	
Filed February 3, 2006)	June 2, 2009
)	
APPARATUS AND PROCESS FOR COOLING HOT GAS)	
)	

COMMISSIONER FOR PATENTS
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

AMENDMENT AND REQUEST FOR REFUND OF APPEAL FEE

Applicant attempted to file a Notice of Appeal on April 6, 2009 in the subject application, and in this connection authorized payment of the \$500 appeal fee from Shell Oil Company Deposit Account No. 19-1800. However, Applicant inadvertently attached a previously filed Response After Final Office Action instead of the intended Notice of Appeal. As a result the appeal was not granted, although the \$500 appeal fee was paid.

Accordingly, it is requested that the previously paid \$500 appeal fee be refunded to Shell Oil Company Deposit Account No. 19-1800.

After a courteous and constructive telephone interview with the Examiner, Applicant now wishes to file a Request for Continuing Examination (RCE) together with the subject amendment.

Please charge any fees due in connection with the present amendment and RCE to Shell Oil Company Deposit Account No. 19-1800.

It is respectfully requested that the subject application be reconsidered in light of the following amendments and remarks.